

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

October 15, 2003

DIVISION THREE

B161093 People (Not for Publication)
v.
Culver

The judgment is affirmed.

Klein, P.J.

We concur: Croskey, J.
 Aldrich, J.

DIVISION FOUR

B146867 Pour Le Bebe, Inc. (Certified for Partial Publication)
v.
Guess? Inc.

The order denying the petition to vacate the arbitration award and the order confirming the award are affirmed. Respondent(s) to recover costs.

Curry, J.

We concur: Vogel (C.S.), P.J.
Epstein, J.

DIVISION FIVE

B160492 Shaina K.
v.
Does 1 to 100

Filed order denying the petition for rehearing. Grignon, J. would grant.

DIVISION FIVE (Continued)

[illegible]

The judgment is modified to reflect credit of 880 days of presentence custody. In all other respects, the judgment is affirmed.

Mosk, J.

We concur: Turner, P.J.
 Grignon, J.

B164654 People (Not for Publication)
v.
Harry Shepherd

The judgment is modified to show that appellant has 219 days of actual custody credit and 32 days of conduct credit, for a total of 251 days of presentence custody credits. The judgment of conviction is affirmed in all other respects.

Armstrong, J.

We concur: Turner, P.J.
 Mosk, J.

B165274 People (Not for Publication)
v.
Absalon Grueso

The judgment is affirmed.

Armstrong, J.

We concur: Turner, P.J.
 Mosk, J.

DIVISION FIVE (Continued)

B156084 People
v.
Ricky Sanders

Filed order denying petition for rehearing.

DIVISION SIX

B163599 People (Not for Publication)
v.
Miller

The judgment (order of commitment) is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.
Perren, J.

B165609 People (Not for Publication)
v.
Gaussiran

The judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.
 Coffee, J.

B159396 People (Not for Publication)
v.
Gonzales, et al.

The judgments are affirmed.

Coffee, J.

We concur: Yegan, Acting P.J.
Perren, J.

October 15, 2003 (Continued)

DIVISION SIX (Continued)

B164515 People (Not for Publication)
v.
Martinez

The judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.
Perren, J.

B164854 People (Not for Publication)
v.
Cerna

The judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.
Perren, J.

B162979 Girard (Not for Publication)
v.
Hilton International Company

The judgment is affirmed. Costs on appeal are awarded to Hilton International Corporation.

Coffee, J.

We concur: Gilbert, P.J.
Yegan, J.

DIVISION SEVEN

B160930 People (Not for Publication)
v.
Gomez

For reasons explained in this opinion, the judgment with respect to Gomez's sentence is modified to seven years to life for the attempted murder of Austin (count I), enhanced by 25 years to life under Penal Code section 12022.53, subdivision (d); seven years to life consecutive for the attempted murder of Flowers (count I) enhanced by 20 years under Penal Code section 12022.53, subdivision (c) for a total term of 59 years to life. The three-year enhancement under Penal code section 12022.7, subdivision (a) for count I is stayed. The sentences for assault with the firearm (counts II and III) and their attendant enhancements are stayed. In all other respects, the judgment is affirmed.

Munoz, J. (Assigned)

I concur: Perluss, P.J.
I concur and dissent: Johnson, J. (Opinion)

B155737 Reeb (Not for Publication)
v.
Airtouch Communications, et al.

The judgment of the superior court is affirmed. Appellant Reeb is to recover his costs on appeal.

Munoz, J. (Assigned)

We concur: Perluss, P.J.
Johnson, J.

B165256 People (Not for Publication)
v.
Mark C.

The judgment is affirmed.

Perluss, P.J.

We concur: Woods, J.
Munoz, J. (Assigned)

October 15, 2003 (Continued)

DIVISION SEVEN (Continued)

B161894 People (Not for Publication)

V.

Johannesman and Jackson

The judgment is affirmed.

Perluss, P.J.

We concur: Johnson, J.

Woods, J.

B161825 People (Not for Publication)

V.

Connors

The judgment is affirmed.

Perluss, P.J.

We concur: Johnson, J.

Woods, J.

B164270 People (Not for Publication)

V.

Pastor

The judgment is affirmed.

Perluss, P.J.

We concur: Woods, J.

Munoz, J. (Assigned)

October 15, 2003 (Continued)

DIVISION SEVEN (Continued)

B158303 People (Not for Publication)
v.
Summers

The judgment is affirmed.

Perluss, P.J.

We concur: Johnson, J.
Munoz, J. (Assigned)

B159451 People (Not for Publication)
v.
Robinson

The judgment is reversed.

Johnson, Acting P.J.

We concur: Woods, J.
Munoz, J. (Assigned)

B164005	Varma, et al. v. Kattan, et al.	(Not for Publication)
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The judgment is affirmed. Respondent(s) to recover costs.

Woods, J.

We concur: Johnson, Acting P.J.
Munoz, J. (Assigned)

DIVISION SEVEN (Continued)

B159908 Branch, Susan L. (Not for Publication)
 v.
 Branch, Richard W.

The judgment is affirmed. Respondent(s) to recover costs.

Woods, J.

We concur: Perluss, P.J.
 Munoz, J. (Assigned)

B163585 People (Certified for Publication)
 v.
 Tardy

The judgment is affirmed.

Perluss, P.J.

We concur: Johnson, J.
 Munoz, J. (Assigned)

B156077 Miglin (Not for Publication)
 v.
 Hirsch

The judgment is affirmed. Hirsch is to recover her costs on appeal. Hirsch's request for attorney fees is remanded to the trial court to determine her entitlement to attorney fees on appeal and the amount, if any, of such fees.

Perluss, P.J.

We concur: Woods, J.
 Munoz, J. (Assigned)

DIVISION EIGHT

B166492 People (Not for Publication)
v.
Delgado

The judgment is affirmed.

Cooper, P.J.

We concur: Rubin, J.
Boland, J.

B154884 Mel Bernie And Company, Inc. (Not for Publication)
v.
Reinstein & Calkins, et al.

The judgment is affirmed.

Cooper, P.J.

We concur: Rubin, J.
Boland, J.

B167828 Kirakosian
v.
Cartagena, et al.

B170106 Kirakosian
v.
Cartagena

Filed order consolidating above captioned appeals.